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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/787,916	07/09/2001	Hiroshi Shiku	P20854	1184

7055 7590 04/09/2004

GREENBLUM & BERNSTEIN, P.L.C.  
1950 ROLAND CLARKE PLACE  
RESTON, VA 20191

EXAMINER

EWOLDT, GERALD R

ART UNIT	PAPER NUMBER
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1644

DATE MAILED: 04/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

404

DATE MAILED:

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**Commissioner for Patents**


In the Response to the Office action mailed 9/15/03, Applicant has submitted claims to a different invention. Applicant is advised that the claims as filed were drawn to "a cell with induced cellular immunity". As the specification discloses T cells and dendritic cells, the cell with "induced cellular immunity" would be the T cell, i.e., the best-known effector cell of the cellular immune system. Applicant has now amended the claims to recite "a cell capable of inducing cellular immunity". This new cell would clearly be an antigen presenting cell, i.e., the dendritic cell (the cell most capable of inducing a T cell).

Since Applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, the response filed 1/13/04 is considered to be non-responsive.

Since the response appears to be bona fide, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dr. Gerald Ewoldt whose telephone number is (571) 272-0843. The examiner can normally be reached Monday through Thursday from 7:30 am to 5:30 pm. A message may be left on the examiner's voice mail service. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christina Chan can be reached on (571) 272-0841.

G.R. Ewoldt, Ph.D.  
Primary Examiner  
Technology Center 1600

  
4/5/04  
**G.R. EWOLDT, PH.D.**  
**PRIMARY EXAMINER**